



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

SARAH M. SILK	:	
	:	
Complainant	:	CASE NO. M-0685
	:	
v.	:	DECISION NO. 93-129
	:	
GOVERNOR WENTWORTH REGIONAL	:	
SCHOOL DISTRICT	:	
	:	
Respondent	:	

ORDER DISMISSING COMPLAINT

The Board, meeting at its offices in Concord, New Hampshire, on September 16, 1993, took the following actions:

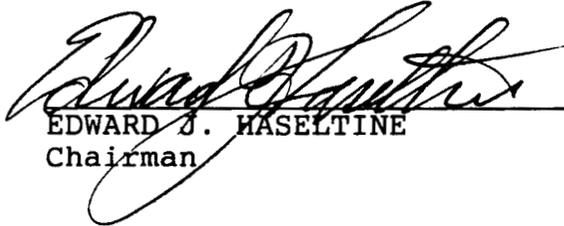
1. It convened for the purpose of hearing the unfair labor practice charges filed by Sarah M. Silk on August 2, 1993 against the Governor Wentworth Regional School District whose answer was filed on August 12, 1993.
2. It entertained opening arguments by both parties including a jurisdictional issue presented by the District as to Silk's standing to bring this ULP given that she is neither a unionized employee nor in a bargaining unit.
3. It determined that Silk was neither a unionized employee nor in a bargaining unit as support personnel employed by the District must currently be employed at least 30 hours a week to be in the bargaining unit.
4. It found that the District formerly had a policy existing from 1988 to 1993 whereby part-time employees employed less than 30 hours per week were allowed to purchase health insurance benefits on a pro-rata basis according to the amount of time they work. Further, it found that this policy was

unilaterally rejected and terminated by the District in correspondence sent to the complainant in March of 1993 and by specific terms contained in her 1993-94 employment agreement which she signed on April 20, 1993.

5. It directed that the complained of conduct was not actionable under RSA 273-A and, accordingly, that the complaint be DISMISSED.

So ordered.

Signed this 17th day of September, 1993.



EDWARD J. HASELTINE
Chairman

By unanimous vote. Chairman Edward J. Haseltine presiding.
Members E. Vincent Hall and Frances LeFavour present and voting.